

FILED

May 03 2022

Mark B. Busby
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

CRIMINAL COVER SHEET

Instructions: Effective November 1, 2016, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case.

CASE NAME:

USA v. Najee Izell Ard

CASE NUMBER: 3:22-cr-00183 CRB

CR

Is This Case Under Seal?Yes No **Total Number of Defendants:**1 2-7 8 or more **Does this case involve ONLY charges under 8 U.S.C. § 1325 and/or 1326?**Yes No **Venue (Per Crim. L.R. 18-1):**SF OAK SJ **Is this a potential high-cost case?**Yes No **Is any defendant charged with a death-penalty-eligible crime?**Yes No **Is this a RICO Act gang case?**Yes No **Assigned AUSA
 (Lead Attorney):** Alethea M. Sargent**Date Submitted:** 4/28/2022**Comments:**

Associated with Case No. 3:21-mj-71060 MAG

United States District Court
FOR THE
NORTHERN DISTRICT OF CALIFORNIA
VENUE: SAN FRANCISCO

FILED

May 03 2022

Mark B. Busby

CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

UNITED STATES OF AMERICA,

v.

NAJEE IZELL ARD

DEFENDANT(S).

INDICTMENT

18 U.S.C. § 922(g)(1) - Felon in Possession of Ammunition
18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) – Forfeiture Allegation

A true bill.

/s/ Foreperson of the Grand Jury

Foreman

Filed in open court this 3rd day of

May, 2022

Karen L. Horn

Clerk

Bail, \$ No Process

Joseph P. Spero, Magistrate Judge

Joseph P. Spero, Magistrate Judge

FILED

May 03 2022

Mark B. Busby
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

1 STEPHANIE M. HINDS (CABN 154284)
United States Attorney
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA,) CASE NO. 3:22-cr-00183 CRB
12 Plaintiff,)
13 v.) VIOLATION:
14 NAJEE IZELL ARD,) 18 U.S.C. § 922(g)(1) – Felon in Possession of
15 Defendant.) Ammunition;
) 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) –
) Forfeiture Allegation
16 _____
17

I N D I C T M E N T

18 The Grand Jury charges:

19 COUNT ONE: (18 U.S.C. § 922(g)(1) – Felon in Possession of Ammunition)

20 On or about April 29, 2021, in the Northern District of California, the defendant,

21 NAJEE IZELL ARD,

22 knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding
23 one year, knowingly possessed ammunition, namely, six rounds of .40 caliber Winchester brand
24 ammunition, and the ammunition was in and affecting interstate commerce, all in violation of Title 18,
25 United States Code, Section 922(g)(1).

26
27
28
INDICTMENT

FORFEITURE ALLEGATION: (18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c))

The allegations contained in the sole count of this Indictment are re-alleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c).

Upon conviction of the offense set forth in this Indictment, the defendant,

NAJEE IZELL ARD,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c), any firearm and ammunition involved in the commission of the offense, including, but not limited to, the following property:

a. six .40 caliber Winchester brand ammunition casings.

If any of the property described above, as a result of any act or omission of the defendant:

- a. cannot be located upon exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c).

1 All pursuant to Title 18, United States Code, Section 924(d), Title 28, United States Code,
2 Section 2461(c), and Federal Rule of Criminal Procedure 32.2.

3
4 DATED: May 3, 2022

A TRUE BILL.

5
6 */s/ Grand Jury Foreperson*
7 FOREPERSON

8 STEPHANIE M. HINDS
9 United States Attorney

10 */s/ Alethea M. Sargent*
11 ALETHEA M. SARGENT
12 Assistant United States Attorney

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: COMPLAINT INFORMATION INDICTMENT SUPERSEDING**OFFENSE CHARGED**

18 U.S.C. § 922(g)(1) - Felon in Possession of Ammunition

Petty
 Minor
 Misdemeanor
 Felony

PENALTY: Maximum 10 years imprisonment
 Maximum \$250,000 fine
 Maximum 3 years supervised release
 \$100 special assessment
 Forfeiture

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

person is awaiting trial in another Federal or State Court,
 give name of court _____

this person/proceeding is transferred from another district
 per (circle one) FRCrp 20, 21, or 40. Show District _____

this is a reprocsecution of
 charges previously dismissed
 which were dismissed on motion
 of:

U.S. ATTORNEY DEFENSE

} SHOW DOCKET NO.

this prosecution relates to a
 pending case involving this same
 defendant

prior proceedings or appearance(s)
 before U.S. Magistrate regarding this
 defendant were recorded under

} MAGISTRATE CASE NO.
 3:21-mj-71060

Name and Office of Person
Furnishing Information on this form Stephanie M. Hinds

U.S. Attorney Other U.S. Agency

Name of Assistant U.S.
Attorney (if assigned) Alethea M. Sargent**PROCESS:**

SUMMONS NO PROCESS* WARRANT

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

Bail Amount: _____

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments:

Name of District Court, and/or Judge/Magistrate Location _____

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

DEFENDANT - U.S.

► Najee Izell Ard

DISTRICT COURT NUMBER
 3:22-cr-00183 CRB

DEFENDANT**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

1) If not detained give date any prior
 summons was served on above charges ► _____

2) Is a Fugitive

3) Is on Bail or Release from (show District)

On pretrial release for 3:21-mj-71060 (NDCA)

IS IN CUSTODY

4) On this charge

5) On another conviction

} Federal State

6) Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer Yes
 been filed? No

} If "Yes"
 give date
 filed

Month/Day/Year

DATE OF ARREST ► _____

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY ► Month/Day/Year

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS